

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of )  
Confluence Rivers Utility Operating ) **File No. WA-2023-0398**  
Company, Inc., for Certificates of ) Tariff Nos. JW-2024-0053  
Convenience and Necessity to ) and JS-2024-0054  
Provide Water and Sewer Service in )  
an Area of Lincoln County, Missouri )  
(Quail Run)

**STAFF’S COMPLIANCE TARIFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), through the undersigned counsel, states the following regarding the *Motion for Expedited Treatment* (Motion) and proposed compliance tariff sheets filed by Confluence Rivers Utility Operating Company, Inc. (“Confluence Rivers” or the “Company”).

1. On October 18, 2023, in its *Order Approving Transfer of Assets and Granting Certificate of Convenience and Necessity*, the Commission granted Confluence Rivers Certificates of Convenience and Necessity to provide regulated water and sewer services to the residents currently served by Lincoln County Water & Sewer, LLC., (“Quail Run”).

The Commission also ordered Confluence Rivers to submit tariff sheets, to become effective before closing on the assets, to include a revised service area map, service area written description, rates and charges.

2. On October 30, 2023 the Company submitted tariff sheets in tariff tracking numbers *JW-2024-0053* and *JS-2024-0054*, bearing effective dates of November 29, 2023. The Company also filed a *Motion* to make its proposed tariff sheets effective on November 13, instead of November 29, 2023.

3. On October 30, 2023, the Commission ordered Staff to file a *Recommendation* or *Report* (Recommendation) regarding the Company's filings by November 7, 2023.

4. Staff opposes the Company's *Motion*. The Company requests that the Commission allow the proposed tariffs to go into effect within three (3)<sup>1</sup> days of Staff's recommendation. If the Commission grants the Company's *Motion*, other Parties will have less than ten (10) days to respond.<sup>2</sup>

5. Staff reviewed the tariff sheets and finds that the following tariff sheets comply with the Commission's October 30, 2023 order. Staff recommends approval for the following tariff sheets as submitted on October 30, 2023:

P.S.C. MO NO. 12

7th Revised Sheet No. 1, Cancelling 6th Revised Sheet No. 1  
7th Revised Sheet No. 2, Cancelling 6th Revised Sheet No. 2  
Original Sheet No. 11H  
Original Sheet No. 21L  
Original Sheet No. 23H

P.S.C. MO NO. 13

8th Revised Sheet No. 1, Cancelling 7th Revised Sheet No. 1 and 2  
8th Revised Sheet No. 2, Cancelling 7th Revised Sheet No. 2  
Original Sheet No. 11L  
Original Sheet No. 20L  
Original Sheet No. 22J

6. The Company filed two additional tariff sheets, which Staff recommends rejecting because the tariffs were not revised:

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<sup>1</sup> Veterans Day, observed on the 10th of November 2023, is a federal holiday. The two days following the holiday are weekends. Because of this, the Parties will have three business days to respond to a Commission *Order* if it is issued on November 7, 2023.

<sup>2</sup> *State ex rel. Office of Public Counsel v. Public Service Comm'n*, 409 S.W.3d 522, 528 (Mo. Ct. App. 2013) (holding that [while] the PSC has discretion to set a time less than thirty days for the effective date of an order, case law suggests that anything less than ten days is likely unreasonable.)

P.S.C. MO NO. 12

4th Revised Sheet No. 2, Cancelling 3rd Revised Sheet No. 2A

P.S.C. MO NO. 13

5th Revised Sheet No. 2, Cancelling 4th Revised Sheet No. 2A

**WHEREFORE**, Staff recommends that the Commission issue an order approving the following proposed tariff sheets submitted on October 30, 2023, to become effective on November 29, 2023, as requested by the Company in tariff numbers *JW-2024-0053* and *JS-2024-0054*. Staff recommends denying the Company's *Motion* for its proposed tariff sheets to go in effect on November 13, 2023.

P.S.C. MO NO. 12

7th Revised Sheet No. 1, Cancelling 6th Revised Sheet No. 1

7th Revised Sheet No. 2, Cancelling 6th Revised Sheet No. 2

Original Sheet No. 11H

Original Sheet No. 21L

Original Sheet No. 23H

P.S.C. MO NO. 13

8th Revised Sheet No. 1, Cancelling 7th Revised Sheet No. 1 and 2

8th Revised Sheet No. 2, Cancelling 7th Revised Sheet No. 2

Original Sheet No. 11L

Original Sheet No. 20L

Original Sheet No. 22J

Respectfully submitted,

**/s/ Eric Vandergriff**

Eric Vandergriff

Legal Counsel

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Attorney for the Staff of the  
Missouri Public Service Commission

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or electronically mailed to all parties and/or counsel of record on this 7<sup>th</sup> day of November, 2023.

**/s/ Eric Vandergriff**

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**OF THE STATE OF MISSOURI**


In the Matter of the Application of	)	
Confluence Rivers Utility Operating	)	
Company, Inc., for Certificates of	)	Case No. WA-2023-0398
Convenience and Necessity to Provide	)	
Water and Sewer Service in an Area of	)	
Lincoln County, Missouri (Quail Run)	)	

**AFFIDAVIT OF KERI ROTH**

STATE OF MISSOURI	)	
	)	ss.
COUNTY OF COLE	)	

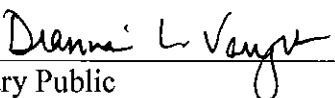
**COMES NOW KERI ROTH**, and on her oath declares that she is of sound mind and lawful age; that she contributed to the foregoing *Staff's Compliance Tariff Recommendation*; and that the same is true and correct according to her best knowledge and belief.

Further the Affiant sayeth not.

  
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**KERI ROTH**

**JURAT**

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 7<sup>th</sup> day of November 2023.

  
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 Notary Public

DIANNA L. VAUGHT Notary Public - Notary Seal State of Missouri Commissioned for Cole County My Commission Expires: July 18, 2027 Commission Number: 15207377
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